

Amendment and Response After Final
Expedited Procedure
GAU 1762

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re Application of:

CARMEN FLOSBACH ET AL.

Serial No: 09/921,815

Filed: August 3, 2001

For: PROCESS FOR REPAIRING COATED
SUBSTRATE SURFACES

Case No.: FA1014 US NA

Art Unit: 1762

Examiner: Jennifer Kolb Michener

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

APPLICANTS' STATEMENT REGARDING THE INTERVIEW OF AUGUST 6, 2003

Sir:

Applicants respectfully submit this statement regarding the telephone interview that took place on August 6, 2003, for the above-captioned application.

Status of Application

Per the Office Action mailed June 3, 2003, claims 1-11 are pending in the above-referenced patent application; claims 1-8, 10 and 11 stand as rejected under 35 U.S.C. §102(b), and claim 9 stands as rejected under 35 U.S.C. §103(a). No new matter has been added.

In the present statement, Applicants wish to acknowledge the substance of the telephone interview of August 6, 2003 between Examiner Michener and Thomas Mancini and thank the Examiner for her explanation, courteousness and professionalism. Specifically the Applicants' Representative inquired as to the Examiner's statement regarding the "comprising" language as the transitional phrase for a process claim to reject the backing film used by the Applicants in claim 1. The Examiner reasserted the notion from the Final Office Action that the use of "comprising" in the language opens the Applicants' claim to the use of fabric backing films impregnated with resin. Applicants recited the differences between the present

invention and the subject matter of Smith et al., in that the present invention does not utilize fabric layers on the backing film and that the backing film of the present invention was coated with only the coating composition, wherein the coating composition was not impregnated into any type of fabric. Furthermore, it was explained that the transferred layer of the present invention was only coating composition and there was no fabric in the transferred layer as is taught by Smith et al. As a result the Examiner indicated that favorable consideration would be given upon further specificity with respect to the backing film or the transferred coating.

If the Examiner requires personal communication, the Examiner is invited to telephone the undersigned at the number provided.

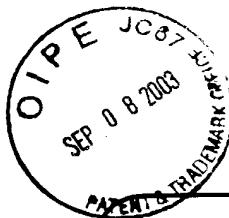
There is no fee due in connection with the filing of this statement. However, should a fee be due which is not accounted for, please charge such fee to Deposit Account No. 04-1928 (E.I. du Pont de Nemours and Company).

Respectfully submitted,



Thomas R. Mancini
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Date: Sept. 3, 2003
594844v1



Please type a plus sign (+) inside this box



PTO/SB/21(08-00)

Approved for use through 10/31/2002. OMB 0651-0031

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Application Number
09/921,815
Filing Date
August 3, 2001
First Named Inventor
Carmen Flosbach et al.
Group Art Unit
1762
Examiner Name
Jennifer Kolb Michener

Attorney Docket Number

FA1014 US NA

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment / Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input checked="" type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Applicants' Statement Regarding the Interview of August 6, 2003 Receipt Card Certificate of Mailing
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Hilmar L. Fricke, Esquire Registration No. 22,384
Signature	
Date	September 3, 2003

CERTIFICATE OF MAILING

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Typed or printed name	Janet E. Abbott	Date	September 3, 2003
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Serial Number: 09/921,815
Attorney Docket: FA1014 US NA

Amendment and Response to Final Office Action Mailed June 3, 2003
Applicants' Statement Regarding the Interview of August 6, 2003
Transmittal Form
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